

Calendar No. 182

108TH CONGRESS
1ST SESSION

H. R. 531

IN THE SENATE OF THE UNITED STATES

JUNE 26, 2003

Received; read twice and placed on the calendar

AN ACT

To amend title XXI of the Social Security Act to extend the availability of allotments for fiscal years 1998 through 2001 under the State Children's Health Insurance Program (SCHIP).

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. EXTENDING AVAILABILITY OF SCHIP ALLOT-**
2 **MENTS FOR FISCAL YEARS 1998 THROUGH**
3 **2001.**

4 (a) RETAINED AND REDISTRIBUTED ALLOTMENTS
5 FOR FISCAL YEARS 1998 AND 1999.—Paragraphs
6 (2)(A)(i) and (2)(A)(ii) of section 2104(g) of the Social
7 Security Act (42 U.S.C. 1397dd(g)) are each amended by
8 striking “fiscal year 2002” and inserting “fiscal year
9 2004”.

10 (b) EXTENSION AND REVISION OF RETAINED AND
11 REDISTRIBUTED ALLOTMENTS FOR FISCAL YEAR
12 2000.—

13 (1) PERMITTING AND EXTENDING RETENTION
14 OF PORTION OF FISCAL YEAR 2000 ALLOTMENT.—

15 Paragraph (2) of such section 2104(g) is amended—

16 (A) in the heading, by striking “AND 1999”
17 and inserting “THROUGH 2000”; and

18 (B) by adding at the end of subparagraph
19 (A) the following:

20 “(iii) FISCAL YEAR 2000 ALLOT-
21 MENT.—Of the amounts allotted to a State
22 pursuant to this section for fiscal year
23 2000 that were not expended by the State
24 by the end of fiscal year 2002, 50 percent
25 of that amount shall remain available for

1 expenditure by the State through the end
2 of fiscal year 2004.”.

3 (2) REDISTRIBUTED ALLOTMENTS.—Paragraph
4 (1) of such section 2104(g) is amended—

5 (A) in subparagraph (A), by inserting “or
6 for fiscal year 2000 by the end of fiscal year
7 2002,” after “fiscal year 2001,”;

8 (B) in subparagraph (A), by striking
9 “1998 or 1999” and inserting “1998, 1999, or
10 2000”;

11 (C) in subparagraph (A)(i)—

12 (i) by striking “or” at the end of sub-
13 clause (I),

14 (ii) by striking the period at the end
15 of subclause (II) and inserting “; or”; and

16 (iii) by adding at the end the fol-
17 lowing new subclause:

18 “(III) the fiscal year 2000 allot-
19 ment, the amount specified in sub-
20 paragraph (C)(i) (less the total of the
21 amounts under clause (ii) for such fis-
22 cal year), multiplied by the ratio of
23 the amount specified in subparagraph
24 (C)(ii) for the State to the amount
25 specified in subparagraph (C)(iii).”;

1 (D) in subparagraph (A)(ii), by striking
2 “or 1999” and inserting “, 1999, or 2000”;

3 (E) in subparagraph (B), by striking “with
4 respect to fiscal year 1998 or 1999”;

5 (F) in subparagraph (B)(ii)—

6 (i) by inserting “with respect to fiscal
7 year 1998, 1999, or 2000,” after “sub-
8 section (e),”; and

9 (ii) by striking “2002” and inserting
10 “2004”; and

11 (G) by adding at the end the following new
12 subparagraph:

13 “(C) AMOUNTS USED IN COMPUTING RE-
14 DISTRIBUTIONS FOR FISCAL YEAR 2000.—For
15 purposes of subparagraph (A)(i)(III)—

16 “(i) the amount specified in this
17 clause is the amount specified in para-
18 graph (2)(B)(i)(I) for fiscal year 2000, less
19 the total amount remaining available pur-
20 suant to paragraph (2)(A)(iii);

21 “(ii) the amount specified in this
22 clause for a State is the amount by which
23 the State’s expenditures under this title in
24 fiscal years 2000, 2001, and 2002 exceed

1 the State’s allotment for fiscal year 2000
2 under subsection (b); and

3 “(iii) the amount specified in this
4 clause is the sum, for all States entitled to
5 a redistribution under subparagraph (A)
6 from the allotments for fiscal year 2000, of
7 the amounts specified in clause (ii).”.

8 (3) CONFORMING AMENDMENTS.—Such section
9 2104(g) is further amended—

10 (A) in its heading, by striking “AND 1999”
11 and inserting “, 1999, AND 2000”; and

12 (B) in paragraph (3)—

13 (i) by striking “or fiscal year 1999”
14 and inserting “, fiscal year 1999, or fiscal
15 year 2000”; and

16 (ii) by striking “or November 30,
17 2001” and inserting “November 30, 2001,
18 or November 30, 2002”, respectively.

19 (c) EXTENSION AND REVISION OF RETAINED AND
20 REDISTRIBUTED ALLOTMENTS FOR FISCAL YEAR
21 2001.—

22 (1) PERMITTING AND EXTENDING RETENTION
23 OF PORTION OF FISCAL YEAR 2001 ALLOTMENT.—
24 Paragraph (2) of such section 2104(g), as amended
25 in subsection (b)(1)(B), is further amended—

1 (A) in the heading, by striking “2000” and
2 inserting “2001”; and

3 (B) by adding at the end of subparagraph
4 (A) the following:

5 “(iv) FISCAL YEAR 2001 ALLOT-
6 MENT.—Of the amounts allotted to a State
7 pursuant to this section for fiscal year
8 2001 that were not expended by the State
9 by the end of fiscal year 2003, 50 percent
10 of that amount shall remain available for
11 expenditure by the State through the end
12 of fiscal year 2005.”.

13 (2) REDISTRIBUTED ALLOTMENTS.—Paragraph
14 (1) of such section 2104(g), as amended in sub-
15 section (b)(2), is further amended—

16 (A) in subparagraph (A), by inserting “or
17 for fiscal year 2001 by the end of fiscal year
18 2003,” after “fiscal year 2002,”;

19 (B) in subparagraph (A), by striking
20 “1999, or 2000” and inserting “1999, 2000, or
21 2001”;

22 (C) in subparagraph (A)(i)—

23 (i) by striking “or” at the end of sub-
24 clause (II),

1 (ii) by striking the period at the end
2 of subclause (III) and inserting “; or”; and

3 (iii) by adding at the end the fol-
4 lowing new subclause:

5 “(IV) the fiscal year 2001 allot-
6 ment, the amount specified in sub-
7 paragraph (D)(i) (less the total of the
8 amounts under clause (ii) for such fis-
9 cal year), multiplied by the ratio of
10 the amount specified in subparagraph
11 (D)(ii) for the State to the amount
12 specified in subparagraph (D)(iii).”;

13 (D) in subparagraph (A)(ii), by striking
14 “or 2000” and inserting “2000, or 2001”;

15 (E) in subparagraph (B)—

16 (i) by striking “and” at the end of
17 clause (ii);

18 (ii) by redesignating clause (iii) as
19 clause (iv); and

20 (iii) by inserting after clause (ii) the
21 following new clause:

22 “(iii) notwithstanding subsection (e),
23 with respect to fiscal year 2001, shall re-
24 main available for expenditure by the State

1 through the end of fiscal year 2005; and”;
2 and

3 (F) by adding at the end the following new
4 subparagraph:

5 “(D) AMOUNTS USED IN COMPUTING RE-
6 DISTRIBUTIONS FOR FISCAL YEAR 2001.—For
7 purposes of subparagraph (A)(i)(IV)—

8 “(i) the amount specified in this
9 clause is the amount specified in para-
10 graph (2)(B)(i)(I) for fiscal year 2001, less
11 the total amount remaining available pur-
12 suant to paragraph (2)(A)(iv);

13 “(ii) the amount specified in this
14 clause for a State is the amount by which
15 the State’s expenditures under this title in
16 fiscal years 2001, 2002, and 2003 exceed
17 the State’s allotment for fiscal year 2001
18 under subsection (b); and

19 “(iii) the amount specified in this
20 clause is the sum, for all States entitled to
21 a redistribution under subparagraph (A)
22 from the allotments for fiscal year 2001, of
23 the amounts specified in clause (ii).”.

24 (3) CONFORMING AMENDMENTS.—Such section
25 2104(g) is further amended—

1 (A) in its heading, by striking “AND 2000”
2 and inserting “2000, AND 2001”; and

3 (B) in paragraph (3)—

4 (i) by striking “or fiscal year 2000”
5 and inserting “fiscal year 2000, or fiscal
6 year 2001”; and

7 (ii) by striking “or November 30,
8 2002,” and inserting “November 30, 2002,
9 or November 30, 2003,” respectively.

10 (d) EFFECTIVE DATE.—This section, and the amend-
11 ments made by this section, shall be effective as if this
12 section had been enacted on September 30, 2002, and
13 amounts under title XXI of the Social Security Act (42
14 U.S.C. 1397aa et seq.) from allotments for fiscal years
15 1998 through 2000 are available for expenditure on and
16 after October 1, 2002, under the amendments made by
17 this section as if this section had been enacted on Sep-
18 tember 30, 2002.

Passed the House of Representatives June 26, 2003.

Attest:

JEFF TRANDAHL,

Clerk.

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